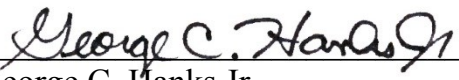


- (1) Judge Edison's Memorandum and Recommendation (Dkt. 26) be **APPROVED AND ADOPTED** in its entirety as the holding of the Court; and
- (2) Defendant Blanchard Refining Company LLC's Motion to Dismiss (Dkt. 12) is **DENIED**.

It is so **ORDERED**.

SIGNED at Galveston, Texas, this 24th day of June, 2019.



George C. Hanks Jr.
United States District Judge